

THOMAS D. BASMAJIAN  
5357 Cottonwood Lane  
Holladay, UT 84117  
801-278-2468

December 13, 2010

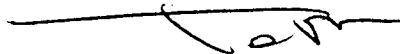
Fred Lewis  
3011 South Orchard Drive  
Bountiful, UT 84010

RE: 2010 Minutes of the Annual Meeting

Enclosed, please find a copy of the Minutes of the Annual Meeting of the Water Users of the Lower Jordan River, held January 19, 2010.

Feel free to contact me at my home number, 801-278-2468, if you have any questions.

Sincerely,



Thomas D. Basmajian  
Secretary

cc: Lee Sims  
Utah Division of Water Rights  
PO Box 146300  
Salt Lake City, UT 84114

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MINUTES OF THE ANNUAL MEETING  
OF THE WATER USERS OF THE LOWER JORDAN RIVER

The annual meeting of the Water Users of the Lower Jordan River Distribution System and representatives of the Division of Water Rights was held Tuesday, January 19, 2010, in a conference room of the Natural Resources Building, 1594 West North Temple, Salt Lake City, Utah. Present at the meeting were Lee Sim, Mike Silva and Teresa Wilhelmsen, Utah Division of Water Rights; John Larsen, Jordan River Commissioner; Dick Gilbert, Ambassador Duck Club; Fred Lewis, North Point Duck Club; Lynn Jensen, Lower Jordan Water Commissioner; Claudia Conder, Pacificorp; Rich Hansen and Eric Anderson, Utah Division of Wildlife Resources; Thomas Basmajian and Beau Clements, New State; Mike White, Burnham Duck Club; Charles F. Gillmor, Gillmor Livestock Corp.; Mike Stangl, Rudy Rec.; Joe Polidori, North Point Fur and Rec. Co.; David O'Hinckley, individual user; Elaine Holman, Individual user.

Fred Lewis served as the Chairman of the meeting; Thomas Basmajian served as Secretary.

The Minutes of the Annual Meeting held January 20, 2009, were read by Thomas Basmajian and which upon motion made to accept and duly seconded were unanimously approved.

Fred Lewis presented the Summary of Legal Actions 2008 and indicated there were no issues the past year that required legal assistance. The Summary was motioned to accept, duly seconded and unanimously approved. Mr. Lewis reported he had not moved the existing bank account to a new institution, but he will do so in the near future and new signature cards will be executed.

The 2009 Annual Commissioner's Report of the Lower Jordan Water Distribution System was then distributed.

The report of Commissioner Lynn Jensen was given and reviewed. There was a discussion held in regards to the Goggin drain. It was agreed the Goggin drain still needs additional maintenance and

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repair. Lee Sim agreed to review the operation agreement with the county to determine who is responsible for maintenance of the Goggin drain.

Lynn Jensen formally retired as Water Commissioner and Lane Jensen was appointed as the new Water Commissioner with a four year term and upon motion made, duly seconded, both were unanimously approved. Furthermore, the committee would like to extend its appreciation to Lynn Jensen for the 14 years of service provided.

Mike Silva provided the Lower Jordan River Distribution Engineer's Report which upon motion made to accept and duly seconded was unanimously approved.

Mike Silva then presented the 2009 financial report which upon motion made to accept and duly seconded was unanimously approved.

After discussion of the 2009 budget the following 2010 budget and assessment was moved to accept, seconded and unanimously approved:

**LOWER JORDAN RIVER DISTRIBUTION SYSTEM**

**2010 BUDGET EXPENDITURES**

<b><u>Description of Budget Item</u></b>	<b><u>Amount Approved</u></b>
Salary – Water Commissioner	10,000.00
Social Security - Water Commissioner	765.00
Retirement - Water Commissioner	1,590.00
Insurance Premiums - Water Commissioner	138.00
Travel Expense - Water Commissioner	9,000.00
Secretarial Expense	100.00
Committee Expense	200.00
Telephone Expense	500.00
Contractual Services	350.00
Miscellaneous Expense	5,500.00
State Engineer Assessment	2,002.00
<b>TOTAL 2009 BUDGET</b>	<b><u>30,145.00</u></b>

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The 2010 assessments are to be in the amount of \$26,145.00, the assessments to be computed on the same basis as in the past, i.e., first computation of the Brighton North Point's share, the balance to be assessed one-half to the river users and one-half to the surplus canal users, in the proportion of rights claimed, with a minimum of five dollars, actual computations to be made by the Division of Water Rights.

In connection with the distribution of water for the coming year the following resolutions remain unchanged:

**RESOLVED:** That in the event of low water this year, "low water" being defined as below 325 second feet of water owned by users below the diversion between the Jordan River and the Surplus Canal and excluding water not owned by users below that diversion point, the water owned by users below the point of diversion between the Jordan River and the Surplus Canal is to be divided one-half to the river and its users and one-half to the Surplus Canal and its users for the water year 2009 without prejudice to any of the legal rights of the parties involved.

**RESOLVED:** If the foregoing allocation is not acceptable in operation then corrective action will be taken within twenty days after notice to the Water Commissioner. Any one of the following river users, New State, Inc., Farmington Bay WMA, Pacificorp Energy or any other aggrieved river user may request that this resolution be adjudicated in a court of law.

**RESOLVED:** That the Committee of the Lower Jordan Water Users Association be and it is hereby authorized and directed to take such steps as are necessary or appropriate to effectuate the foregoing resolutions.

**BE IT FURTHER RESOLVED:** That the foregoing three resolutions with applicable updates for each successive year shall be and remain in full force and effect for later water years until further legal resolution by the Lower Jordan Water Users Association.

It was the consensus of the body that a reference to the foregoing resolutions with applicable updates of the water years applicable should be included in the minutes of the annual meeting of the Association each year.

Upon motion duly made, seconded and unanimously carried, the following persons were named to act as members of the Lower Jordan Water Users Association Committee for the coming year and until their successors are elected or appointed:

Dick Gilbert  
4071 Minuet Court  
West Valley City, UT 84119

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Secretary – Thomas D. Basmajian  
5357 Cottonwood Lane  
Holladay, UT 84117

Mike Stangl  
90 E. 7200 S., #200  
Midvale, UT 84047

Claudia Conder  
Utah Power & Light Company  
1407 West North Temple, Suite #110  
Salt Lake City, UT 84116

David Hinckley  
3500 North 2200 West  
Salt Lake City, UT 84116

Chairman – Fred Lewis  
3011 South Orchard Drive  
Bountiful, UT 84010

Elliott Christensen  
40 East South Temple, #300  
Salt Lake City, UT 84111

Bryan White  
2527 South Breeze Drive  
Magna, UT 84044

Richard Hansen  
Division of Wildlife Resources  
2004 North 1400 West  
Clinton, UT 84015

Upon motion made, duly seconded and unanimously approved, Mr. Lewis remained Chairman  
and Mr. Basmajian, Secretary, of the Committee.

There being no further business the meeting was adjourned.

  
Secretary of the Meeting

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